

**To:** 'Charmaine Clark'[charmaine@clclark-lawfirm.com]; 'Middleton, Alan'[AlanMiddleton@DWT.COM]  
**Cc:** Leighann Denton[Leighann.Denton@ci.bremerton.wa.us]; Thelma Swem[Thelma.Swem@ci.bremerton.wa.us]  
**From:** Mark Koontz  
**Sent:** Wed 5/27/2009 5:09:34 AM  
**Subject:** RE: Natacha Sesko  
[Plaintiff's 2nd Motion to Continue Trial Date.pdf](#)  
[Decl MEK Support of Plaintiff's 2nd Motion to Continue.pdf](#)  
[Note for Motion re 2nd Motion to Continue.pdf](#)  
[Order Granting Plaintiff's Second Motion to Continue.pdf](#)  
[Notice of Second Continued Deposition-Sesko.pdf](#)  
[Notice of Second Continued Deposition-Sesko.pdf](#)

Charmaine and Alan,

Attached are electronic versions of the following documents: Note for Motion; Plaintiff's Second Motion for Continuance of Trial; Declaration of Mark E. Koontz in Support of the Motion; Proposed Order Granting the Motion; and two Notices of Deposition. Copies are being served by U.S. Mail as well.

I still have not received a Notice of Withdrawal and Substitution. Based on representations from both of you, I assume Charmaine is now representing Ms. Sesko. However, since no formal notice has been served on the City, I am serving Alan with all of the documents as well. Since Charmaine has not objected to any of the dates I proposed in my May 13 email to her, I have set the depositions for June 15.

Please call with any questions.

-Mark

Mark E. Koontz  
Assistant City Attorney  
City of Bremerton  
345 Sixth Street, Ste. 600  
Bremerton, WA 98337  
360-473-2345  
mark.koontz@ci.bremerton.wa.us

#### ATTORNEY-CLIENT PRIVILEGED COMMUNICATION

This e-mail message and its attachments may contain confidential attorney work product and be subject to the attorney-client communication privilege. It is intended solely for the use of the individual named above. If you are not the intended recipient, or the person responsible to deliver it to the intended recipient, you are hereby advised that any dissemination, distribution or copying of this communication is prohibited. If you have received this e-mail in error, please immediately notify the sender by reply e-mail and delete and/or destroy the original and all copies of the e-mail message.

-----Original Message-----

From: Mark Koontz  
Sent: Wednesday, May 13, 2009 9:39 AM  
To: 'Charmaine Clark'  
Cc: Janet Lunceford; Leighann Denton  
Subject: RE: Natacha Sesko

Charmaine,

Thank you for your email. Per your request, I will continue the depositions set for Friday to a date convenient for all parties and counsel. Please be advised that the depositions were originally set for April 21, 2009, but Ms. Sesko requested a continuance, so this is the second continuance of these depositions requested by Ms. Sesko. I am available May 20, 28, June 3, 4, 15, 16, 17, 18.

You should know that in the 07-2-01698-0 case the case schedule sets the deadline for discovery cutoff at June 29, 2009 and the trial for October 26, 2009. I don't think we will be able to complete discovery by June 29, 2009 or be ready for trial by October 26. Therefore, I would like to stipulate to continue the trial date and move back all deadlines. Would you be agreeable to such a stipulation?

As for settling the cases, the City would certainly entertain any proposal Ms. Sesko may have. In fact, Mr. Middleton informed me in February 2009 that Ms. Sesko would provide the City a proposal for satisfying the judgment in the 97-2-01749-3 case, but she has yet to do so. Of course, the most efficient way to resolve these matters would be a global settlement that resolves all of these cases.

I look forward to your return to the office and our discussion of these cases.

-Mark

Mark E. Koontz  
Assistant City Attorney  
City of Bremerton  
345 Sixth Street, Ste. 600  
Bremerton, WA 98337  
360-473-2345  
mark.koontz@ci.bremerton.wa.us

ATTORNEY-CLIENT PRIVILEGED COMMUNICATION This e-mail message and its attachments may contain confidential attorney work product and be subject to the attorney-client communication privilege. It is intended solely for the use of the individual named above. If you are not the intended recipient, or the person responsible to deliver it to the intended recipient, you are hereby advised that any dissemination, distribution or copying of this communication is prohibited. If you have received this e-mail in error, please immediately notify the sender by reply e-mail and delete and/or destroy the original and all copies of the e-mail message.

-----Original Message-----

From: Charmaine Clark [mailto:charmaine@clclark-lawfirm.com]  
Sent: Wednesday, May 13, 2009 7:16 AM  
To: Mark Koontz  
Subject: Natacha Sesko

Mr. Koontz,

I have been retained by Natacha Sesko to represent her in the three matters currently pending with the City of Bremerton. I have not yet filed notices of substitution because my client is not in town to sign them.

It is my understanding that there are depositions scheduled for Friday, May 15. Please be advised that I am unable to appear on that date and need to reschedule. Please send me some new dates for these depositions.

I will return on Monday, May 18, 2009. At that time, I would like to discuss these three cases with you.

I have been informed by Mr. Middleton that the City of Bremerton is not interested in settling these matters with Mrs. Sesko. I hope that is an inaccurate statement as I think that these matters can be resolved.

Charmaine L. Clark, Esq.  
LAW OFFICE OF CHARMAINE L. CLARK, PLLC  
9226 Bayshore Drive NW, Suite 240  
Silverdale, WA 98383  
(360) 692-5200 telephone  
(360) 692-1610 facsimile  
charmaine@clclark-lawfirm.com

BREMERTON-000797